

Moab Remedial Action Contract – Final Request for Proposal, Industry Questions and Answers Posting No. 2
Solicitation Number 89303320REM000066

#	RFP Section/ Sub-section	Subject/Title	Industry Comment/Question	Response
2	B.2, B.5, B.6, L.17, and Attachment L-6d	Fixed price vs. cost reimbursable TOs	Please identify which PWS elements are planned to be contracted under CPIF and FFP task orders.	Each Task Order's contract type will be negotiated after IDIQ award.
3	B.9	Conditional Payment of Fee	The basic definition of a third degree performance failure in the DEAR Clause is the result of “a lack of focus on <i>improving</i> ES&H,” whereas in clause B.9 the word “improving” is deleted so that it reads “a lack of focus on ES&H” – a very different standard. Other definitions of a third degree performance failure in Clause B.9 modifies the language included in the DEAR Clause 970.5215-3, it does not supplement these definitions. Since this B.9 Clause modifies the DEAR Clause without a formal deviation, please confirm which clause is contractually binding on the Contractor?	While the Section B clause cited supplements but does not replace the Section I clause consistent with the language in the clause, the word “improving” will be added to the third degree ES&H description in the clause via an amendment to the Final RFP.
4	B.12	Performance Management Incentive	Is the PMI fee included in the maximum fee offerors propose for FP and CPIF?	Yes. Section B.12 of the awarded contract will require that, "The PMI shall be included in the maximum fee amounts described in DOE-B-2015 Task Order Fee/Profit Ceiling (Oct 2014) (Revised) ". RFP Section L.17(b)(2) and Attachment L-6d are designed so that, "The fee/profit percentage(s) proposed for each Task Order type will be incorporated into the master Section B of the contract at DOE-B-2015 Task Order Fee/Profit Ceiling (Oct 2014) (Revised) and will be considered ceiling fee/profit percentages."

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5	C.4.2	Waste management	<p>The RFP states, "The Contractor shall monitor, track, and document, for reporting purposes on a weekly basis (or as requested by DOE), data on tons of RRM that are excavated, shipped and placed in identified lifts in the disposal cell. A subset of the total RRM data reported shall be the tons/volume of debris excavated, shipped, and placed. A separate subset of the total RRM data reported shall be the amount of RRM excavated, shipped, and placed that is greater than 707 pCi/g. The reporting shall also include the number or rail shipments, the tons per rail shipment, and the number of containers and railcars per shipment."</p> <p>Should the last sentence read "The <u>reported</u> shall also include the number <u>of</u> rail shipments....."?</p>	Yes. An amendment to correct this sentence will be provided. It should have said, "The reporting shall also include the number of rail shipments, the tons per rail shipment, and the number of containers and railcars per shipment."
6	C.4.2.6	Disposal cell design	<p>Section states: "Any proposed changes to cell design must meet the RAP requirements and must have Design Authority and DOE approval prior to implementation."</p> <p>Who is the Design Authority? Relative to this question, please clarify Section C.4.4.7(e) QA/QC says: "The Contractor shall provide a Professional Engineer licensed in the State of Utah to propose design modifications or changes in accordance with the RAP and the QAP and provide notification to DOE before implementing any modifications or changes."</p>	Jacobs Engineering currently holds the Design Authority. Please see the Moab UMTRA Project public website under the heading "Crescent Junction Disposal Site" and then "Remedial Action Plan" for design details and information.

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7	C.4.4.10	C.4.4.10 Personal Property	<p>Per the RFP, the Government provides office space and telecommunication services (telephone and internet), any available GFP (office furnishings, manuals, computers, monitors, printers, and other office equipment), and access to Government computer and telephone systems for the Contractor's personnel at the DOE Moab and Crescent Junction Sites. The Government will also provide office space and access to the Government computer systems for the Contractor's personnel specifically working on this Contract at the DOE Grand Junction location. The Contractor shall have the facilities and other required resources needed to support its activities other than those specified above to be furnished by the Government.</p> <p>Based on paragraph C.4.4.10, will the Government clarify if there are specific positions required and/or preferred to be primarily located in Grand Junction?</p>	No, the PM's requirement is either the Moab Site or Grand Junction Colorado, or their local surrounding areas. The Moab Site Manager's requirement is Moab. The Crescent Junction Site Manager's requirement is CJ. See Section L.14(a)(4) for more information.
8	C.07	Contract Transition	<p>3rd paragraph reads: "To ensure continuity of operations, the Contractor shall adopt, as applicable, the incumbent contractors' plans and implementing procedures, manuals and associated training/qualification curriculum at the effective date of the transition task order, provided the Contractor has formally reviewed the documents to ensure compliance with contract requirements, current regulatory requirements, DOE Orders and directives, and the Contractors' organizational roles and responsibilities." It is assumed the bold phrase should be at the end of Transition and start of contract performance. Please clarify.</p>	Correct. The Notice of Intent to adopt is not due until the end of the Contract Transition Task Order period of performance. The phrase "at the effective date of the transition task order" will be deleted in a forthcoming amendment.

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9	C.07	Contract Transition	For clarity, if the contractor chooses to adopt incumbent contractor's plans and implementing procedures, manuals, etc. does that include adoption of its business systems, as well as existing approved processes, to include accounting, property, purchasing, estimating, etc.? E.g., Can the contractor adopt the incumbent contractor's purchasing system and operate under that approved system until such time as the system can be revised/modified as needed. If operating under the approved system, will the existing subcontract consent thresholds be utilized or will all flexibly priced subcontracts and subcontracts greater than \$250,000 have to be submitted to DOE for consent - which will significantly inundate DOE in paper work as well as delay work accomplishment?	The RFP does not require adoption of the incumbent contractor's business systems.
10	Section H	Business Systems	Please confirm if the following clauses apply: DOE-H-2022 Contractor Business Systems (Oct 2014); DOE-H-2023 Cost Estimating System Requirements (Oct 2014) (Revised); DOE-H-2024 Earned Value Management System (Oct 2014) (Revised); DOE-H-2024 Earned Value Management System (Oct 2014) (Revised); DOE-H-2024 Earned Value Management System (Oct 2014) (Revised); DOE-H-2025 Accounting System Administration (Oct 2014) (Revised) ; DOE-H-2026 Contractor Purchasing System Administration (Oct 2014) (Revised) ; DOE-H-2027 Contractor Property Management System Administration (Oct 2014) (Revised)	No, these clauses are not in Section H of the RFP.
11	H.7 Workforce Transition	Workforce transition	Will the Government please provide the start dates for the staff that falls under the J-8 Wage Rates? This is needed to ensure the offeror can calculate the correct service dates to meet mandatory benefit requirements.	For proposal preparation purposes, the transition period will begin on August 1, 2021 and post-transition work will begin on October 1, 2021, consistent with Section L.17 of the RFP.
12	H.7	Schedule	Based upon Task Order 1, will DOE provide a target Notice to Proceed (NTP) date? If unable to provide, given the scope of work in Task Order 1, shall bidders assume NTP begins within 5 days of contract award?	The Effective Date of the Transition TO will be approximately four (4) weeks after IDIQ award. The Period of Performance of the Transition TO will begin on its Effective Date.

Moab Remedial Action Contract – Final Request for Proposal, Industry Questions and Answers Posting No. 2
Solicitation Number 89303320REM000066

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13	H.8	Labor Relations	Please provide a detailed listing of all existing collective bargaining agreements currently in existence related to the performance of the current contract.	There are no existing collective bargaining agreements related to the performance of the current contract.
14	H.28 (a)	Teaming Subcontractors	Item (a) allows for the Offeror to fill in the names of teaming subcontractors. Will DOE accept the teaming subcontractors as described in the proposal and proposed by the offeror?	Per Section L.11(a)(2), the Offeror's proposed Teaming Subcontractors, "are not subject to post-award subcontract consent pursuant to FAR 52.244-2." The term of art "consent to subcontract" is used in Section H.28 as well, for purposes of meeting FAR 52.244-2 requirements. Other requirements, such as FAR 52.215-12, <i>Subcontractor Certified Cost or Pricing Data</i> , are not simply "accepted" or excepted by the L.11(a)(2) provision or by Section H.28. FAR Part 15 clauses will be enforced in post-award Task Order negotiations.
15	H.44	Applicability of H.44	Does H.44 apply to FFP Task Orders	Yes
16	H.44	FFP Task Orders	If H.44 does not apply to FFP Task Orders, what processes and procedures will DOE use to negotiate and award FFP Task Orders?	Not Applicable
17	H.45	Parent Organization Support	If an Offeror is a JV company, there are certain costs associated with invoicing, insurance and audit that are borne by the JV company. There is typically a modest G&A cost applied by the JV to all contract costs. Is this allowable?	Yes.

Moab Remedial Action Contract – Final Request for Proposal, Industry Questions and Answers Posting No. 2
Solicitation Number 89303320REM000066

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18	H.57	Organizational Conflict of Interest – Affiliate(s)	This clause is viewed as an improper attempt to restrain competition by declaring an affiliate relationship is "presumed to create an impaired objectivity" whereas FAR 9.504 states an OCI must be "determined to exist." Further, DEAR 970.4402-3 Purchasing from contractor-affiliated sources specifically authorizes awards to be made to affiliates under four conditions. Please explain the inconsistency is DOE's policies. The M&O provision has existed for decades without issue.	No change. The clause allows for the possibility of affiliate relationships if the Contracting Officer provides written consent. See also Provision L.12 (j) soliciting "draft" OCI mitigation plans. Pursuant to FAR 9.504(e), this draft will be used by the Contracting Officer to begin the process if, "a conflict of interest is determined to exist that cannot be avoided or mitigated. Before determining to withhold award based on conflict of interest considerations, the contracting officer shall notify the contractor, provide the reasons therefor, and allow the contractor a reasonable opportunity to respond. If the contracting officer finds that it is in the best interest of the United States to award the contract notwithstanding a conflict of interest, a request for waiver shall be submitted in accordance with 9.503. The waiver request and decision shall be included in the contract file."
19	Section I	Audits	Please confirm if the following DEAR applies: DEAR 970.5232-3 Accounts, Records, and Inspection (Dec 2010) – Alternate I (Dec 2000). If DEAR 970.5232-3 should be included, please clarify if all "flexibly priced" subcontracts are required to be audited, or can the contractor use the risk-based audit approach used by DCAA?	This clause does not apply; however, see Section I clause FAR 52.215-2, Audits and Records - Negotiation, which applies to Task Orders under this contract. See the flow-down requirements at paragraph (g) therein.

Moab Remedial Action Contract – Final Request for Proposal, Industry Questions and Answers Posting No. 2
Solicitation Number 89303320REM000066

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20	I.2 Table I. Clauses, Item I.127	100% Performance and Payment Bonds for D&D/DDR of the Atlas Building only) within 10 business days of Task Order award	Can the Government please confirm that the Atlas Building decontamination and decommissioning and dismantling/ demolition, or removal of improvements will be awarded under a unique task order for which the bonding will be required under the referenced FAR 52.228-16?	Correct.
21	Section J, L.12, Attachment J-13	Fully Burdened Labor Rates (w/o fee)	Could the Department please explain the application of the Attachment J-13 for work performed under a Firm-Fixed-Price Task Order?	Proposed fully burdened labor rates will be used for the first year FP/CPIF TO's for pricing purposes.
22	J	List of Attachments, J- 13 and L-6	It appears to be the intent of DOE that the rates presented in L-6 be the binding rates that are entered into the contract as J-13. We recommend that L-6 not be the source of J-13 because only the incumbent knows the actual base hourly rate and fringe, which provides them with a significant advantage in proposal development, as well as reduced risk in contract performance. We understand that actual costs will be invoiced for CR tasks, but the winning contractor may be burdened with unreasonable rates to support FP tasks. We suggest that Attachment L-6 be used for proposal evaluation purposes only and that J-13 be developed based on the overhead and G&A proposed in L-6, but with actual base hourly rates and fringe developed during transition.	No change will be made.
23	Attachment J-10	Project Services - Service 3 (telecommunications)	States "The RAC will be provided telecommunications capability and capacity sufficient to meet the needs of the Moab Site..." Will the RAC be provided with these same services at the Crescent Junction Site?	Yes, this is a correct assumption.

Moab Remedial Action Contract – Final Request for Proposal, Industry Questions and Answers Posting No. 2
Solicitation Number 89303320REM000066

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24	J-12	List of Maintenance Requirements and Frequency incl. Equipment Facilities	How long have the Intermodal bins been in use and what is their current condition? Since the material is very corrosive, will the Government please verify whether the bins may need to be replaced?	The shipping containers are of varying ages and conditions. Some containers have been in use for less than a year and some have been in use for more than 10 years. Existing containers are equipped with a sprayed in liner for the purpose of corrosion resistance. It is expected that the contractor perform routine container inspections, container maintenance, and determine the needs for container replacement. It is the contractor's responsibility to maintain safe shipping conditions and maintain control the material, this includes ensuring containers are transportation-worthy.
25	Attachment J-12	Rail car maintenance	Please list the maintenance requirements and frequencies for rail car (ABC car) maintenance.	The current contractor leases railcars to transport the intermodal containers to and from project sites. Necessary maintenance is currently performed by lessor.
26	Attachment J-15	Task Order Type	Attachment J-15 states "The requirements for the Contractor's Task Order proposal are set forth in paragraph (f) of the H clause and additional forthcoming proposal preparation instructions for a cost and fee/profit proposal." However further down in Section B.2 DOE states that this is a Firm Fixed Price Task Order. Question is TO-2 FFP or CPIF task order?	The Task Order contract type will be negotiated after IDIQ award.
27	J-15 & Attachment L-6	Task Order 2	Will the Government please confirm that there is no need to price Task Order 2 or any other pricing outside of the required pricing included within Attachment L-6?	Correct. The Government is not soliciting pricing on Task Order 2 at this time.

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Solicitation Number 89303320REM000066

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28	L.10 (c)	DOE-L-2001 Proposal Preparation Instructions – General (Oct 2015) Alternate I and Alternate II (Oct 2015) (Revised) (c) Submission of proposals.	Will the Government please accept an electronical proposal submittal and waive the requirement for hardcopy documents/USBs? Due to the COVID-19 public health emergency and for the safety of our personnel, there continue to be constraints on travel, material and supply availability, and working in close proximity to others. Printing and assembling hardcopy proposals and preparing USBs requires multiple people within an enclosed space, so it's difficult to maintain CDC guidance for social distancing. In addition, ordering and receiving all materials required for hardcopy and USB submittal is difficult when there are shortages due to COVID-19. To a great extent, employees are working remotely and special arrangements must be made for receiving materials. Finally, shipping proposals at this time is unreliable as well.	Proposals must be received in FedConnect by 1600 (4:00 PM) Eastern, March 29, 2021. Sections L.11(c)(4) and L.11(f)(7) and (8) will be deleted, and the RFP will be revised in an amendment to eliminate hard copy proposals. Thus, delivery of hard copies is no longer required.
29	L.10 (f)	L.10 DOE-L-2001 Proposal Preparation Instructions – General (Oct 2015) Alternate I and Alternate II (Oct 2015) (Revised) (f) Proposal specifications	<p>L.10 (f)(1) states, "The table of contents in each volume shall identify the section, subsection, paragraph titles, and page numbers, as well as all spreadsheets, charts, tables, figures, diagrams, design drawings, and graphs."</p> <p>L.10 (f)(2) states, "Tables of contents, lists of figures, dividers, tabs, or similar inserts that do not provide any substantive information are not counted as a page."</p> <p>Should the table of contents include list of spreadsheets, charts, tables, figures, diagrams, design drawings, and graphs? Or should a list of figures be provided separately to include charts, tables, figures, diagrams, design drawings, and graphs? Will the Government please clarify if figures and tables should be referred to as "Exhibit" or "Figure," with a TOC and a Table of Exhibits (or Figures)? As an alternative, does the Government want "Figures" and "Tables," with a TOC, a List of Figures, and a List of Tables?</p>	The master table of contents at the beginning of each Volume (e.g., Volume II, Management Proposal) should include not only contents but also the section, subsection, paragraph titles, and page numbers where any spreadsheets, charts, tables, figures, diagrams, design drawings, or graphs may be found. Inclusion of a table of contents and a list of figures at the beginning of each Factor (e.g., Vol II, Factor 3, Management Approach) is also encouraged. These tables and lists do not count toward the page limit.

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30	L.10 (f)	L.10 DOE-L-2001 Proposal Preparation Instructions – General (Oct 2015) Alternate I and Alternate II (Oct 2015) (Revised) (f) Proposal specifications	<p>The RFP states, "(5) Page numbering. All pages shall be sequentially numbered by volume and by individual sections within each volume."</p> <p>Will the Government please clarify if completed Government forms need to be sequentially numbered within each proposal volume as well?</p>	<p>Numbering of each individual section within each volume, e.g., Volume II, Factor 2, Section [x]* <i>Past Performance Reference Information Forms</i>, shall be sequentially numbered within that individual section. An additional table of contents at each Factor level is encouraged.</p> <p>*Where determination of [x] is the Offeror's prerogative</p>
31	L.11(a)(2)	Teaming Subcontractor	The referenced clause defines a Teaming Subcontractor as one performing work that is incorporated into the offerors management proposal AND planned to perform PWS Element C.4.4.6 or planned to perform at least \$4M annually. Using the DOE-provided labor hours and labor / fringe rates and applying nominal overhead and fringe to these rates, one derives a year 1 cost of between \$8M - \$10M. A teaming subcontractor performing \$4M per year could represent over 50% of the planned year 1 costs. We request that DOE either relax the dollar threshold on teaming subcontractors or revise the proposed labor hours to be more reflective of the funding allocated to year 1.	The underlying bases for the statement "planned to perform at least \$4M annually" and the DOE-provided labor hours and labor/fringe rates are not the same. An amendment to the DOE-provided labor hours is forthcoming from DOE. DOE will not be revising the definition of "Teaming Subcontractor".
32	L.11(c) (2)	(c) Submission of proposals.	Will the Government please clarify whether subcontractors are able to submit their pricing proposal information separately from the prime contractor proposal submittal?	Yes.

Moab Remedial Action Contract – Final Request for Proposal, Industry Questions and Answers Posting No. 2
Solicitation Number 89303320REM000066

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33	L.11 (c)(2)	(c) Submission of proposals.	Will the Government please clarify whether there are size limitations for the electronic submittal to ensure delivery of proposal files? If so, is it acceptable to transmit the proposal in multiple files?	<p>The size limit of files that can be sent through FedConnect is 25 MB per individual file, or 100 MB per response or message.</p> <p>For example, a user cannot submit a response that contains an attachment 40 MB in size, however they can submit a response that contains two attachments each at 20 MB in size. In addition, the user would not be able to submit a response that contains 6 attachments each at 20MB in size, as that would exceed the 100 MB submission limit.</p> <p>It is acceptable to transmit the proposal in multiple files if these limits are too low for a single file.</p>
34	L.11 (c)(2)	(c) Submission of proposals.	Will the Government please consider revising the proposal due date, so the proposal is not due on a Monday? Per FAR 15.208.	DOE will not be extending the due date for proposal submission at this time.
35	L.11 (c) (4) (ii)	Proposal Preparation Instructions, Submission Instructions	<p>This section of the RFP indicates electronic submission of "Estimating Flat File".</p> <p>1. Please clarify if the Estimating Flat File is the RFP's Attachment L-6 (MS Excel File).</p> <p>2. If so, there are conflicting instructions regarding electronic vs. hard copy submissions for this file. Section L.11 (c) (4) (ii) indicates this file is to be submitted in electronic submission via FedConnect and USB Flash Drive. However, Section L.11 (c) (8) indicates Excel files are to be printed and included as part of the hard copy submission. Please clarify that Attachment L-6 is electronic submittal only.</p>	<p>1. Confirmed.</p> <p>2. Proposals must be received in FedConnect by 1600 (4:00 PM) Eastern, March 29, 2021. Sections L.11(c)(4) and L.11(f)(7) and (8) will be deleted, and the RFP will be revised in an amendment to eliminate hard copy proposals. Thus, delivery of hard copies is no longer required.</p>

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Solicitation Number 89303320REM000066

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36	L.11(e)(2)	Page Limitations	The RFP cites that no material may be incorporated by reference. We assume that we can cite RFP requirements without repeating them and wasting space. Please confirm that this is correct.	Yes, this is a correct assumption.
37	L.11 (f)(2)	Proposal specifications	Will the Government please verify that the glossary of abbreviations and acronym list are excluded from page count?	The glossary of abbreviations and the acronym list do not count toward the page limitations.
38	L.11 (f)(2)	Proposal specifications	The language to allow for hand delivery was removed from the FRFP. If the Government requires hardcopy and USB flash drive copies of the proposal, will the Government please allow for hand delivery? Due to COVID-19, delivery services are not reliable.	Proposals must be received in FedConnect by 1600 (4:00 PM) Eastern, March 29, 2021. Sections L.11(c)(4) and L.11(f)(7) and (8) will be deleted, and the RFP will be revised in an amendment to eliminate hard copy proposals. Thus, delivery of hard copies is no longer required.
39	L.11 (f)(4) and Attachment L-6 (All Worksheets)	Page margins	Page margins are designated at 1 inch on the top, bottom, and each side. The Excel workbook provided has the margins set at less than 1 inch on each worksheet. Will the Government provide an updated workbook or grant an exception to the current margins included in Attachment L-6?	Offerors' submittals of Attachment L-6 are hereby excepted from the following sentence of L.11 (f)(4): "Page margins for text pages and 11 x 17 shall be a minimum of one inch at the top, bottom, and each side."
40	L.11 (h)(1)	Questions	Will the Government please extend the timeline for submittal of questions?	DOE will not be extending the timeline for submittal of questions at this time.

Moab Remedial Action Contract – Final Request for Proposal, Industry Questions and Answers Posting No. 2
Solicitation Number 89303320REM000066

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41	L.12; K.6 Organizational Conflict of Interest Disclosure	Organizational Conflicts of Interest (OCI)	Does the requirement in Section C.05.n on page C-25 “n. Support transfer of specific operations to the Office of Legacy Management” create a potential conflict of interest (COI) if a participating entity of the Offeror is a named/formal team member on the DOE Legacy Management Support Contract? For example, If DOE LM officials/support contractor has direct knowledge of planned/future information and/or strategies, does this not pose a direct conflict for being able to independently propose for/execute the Moab RAC contract? Other bidders would not be privy to this same info and their position as the LM contractor presents a direct and on-going conflict.	If the Offeror believes there is an existing or potential OCI, the Offeror shall submit an appropriate "draft" OCI mitigation plan with its proposal. Pursuant to FAR 9.504(e), this draft will be used by the Contracting Officer to begin the process if, "a conflict of interest is determined to exist that cannot be avoided or mitigated. Before determining to withhold award based on conflict of interest considerations, the contracting officer shall notify the contractor, provide the reasons therefor, and allow the contractor a reasonable opportunity to respond. If the contracting officer finds that it is in the best interest of the United States to award the contract notwithstanding a conflict of interest, a request for waiver shall be submitted in accordance with 9.503. The waiver request and decision shall be included in the contract file."
42	L.12(b)(4)(i) and J-13	Attachment J-13 Submittal in Volume I	J-13 contains the following statement <i>"To be filled in after contract award."</i> Volume I requires "(i) Attachment J-13, “IDIQ Labor Rate Schedule” (Attachment L-6, “Cost and Fee/Profit Elements Workbook”)”. Question - are offerors required to fill out this form for the fully loaded rates for the categories provided in attachment L-6 and submit with volume I?	In the Attachment L-6 spreadsheet, yes. At award, DOE will copy the offered rates into Contract Section J, Attachment J-13.

Moab Remedial Action Contract – Final Request for Proposal, Industry Questions and Answers Posting No. 2
Solicitation Number 89303320REM000066

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43	L.12(I)	DOE-L-2002 Proposal Preparation Instructions, Volume I	The standard of review of use of non-public government information is not in consonance with the GAO standard of review, i.e., Proposal elimination must be based upon meaningful consideration of hard facts, not suspicion or innuendo, of access to competitively useful, non-public government information/source selection information which can result in a reasonable conclusion by the Government there was the appearance of an impropriety which may have gained the Offeror an unfair competitive advantage. See GAO B-404833.4, Nov 21, 2011 VSE Corporation	Final RFP Section L.12 paragraph (I), as written, is correct that utilization of non-public government information or source selection information to prepare its proposal in response to the subject solicitation may disqualify the Offeror's proposal from award. The criteria used to determine an unfair advantage does not need to be provided in section L of the RFP.
44	L.14 and Att. L-2	Key Personnel Team Experience Elements	RFP Section L.14, paragraph (d) requires offerors to provide information for the key personnel team that demonstrates experience across the four specific elements of: (i) Experience in promoting and enabling change within an organization; (ii) Recent and relevant management experience in direct project execution in the field; (iii) Experience at partnering and good-faith negotiations with client(s) that achieved measurable performance improvements; and (iv) Experience in developing innovative technical approaches to implement a strategy for site closure. Attachment L-2, Key Personnel Standard Resume Format, requires a description of the key personnel's experience across these same four specific elements. Because the page limitations are challenging with the amount of information required to be addressed throughout the proposal, we request that DOE eliminate the duplication of requirement to provide this same information regarding key personnel experience in two different places in the proposal. We request that this information be eliminated in Section L.14, and only required to be provided in the key personnel resumes. To allow adequate page count to address these elements in the resumes, we also request that the page limitation of each resume be increased to 7 pages.	DOE considers the completion of Attachment L-2, Key Personnel Standard Resume Format as fulfillment of the instructions of this provision. The Attachment L-2 page limitation will not change.

Moab Remedial Action Contract – Final Request for Proposal, Industry Questions and Answers Posting No. 2
Solicitation Number 89303320REM000066

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45	L.14 (b)(2)	Resume	Contacting the Key Personnels' current employers could jeopardize their continued employment. Will DOE please consider waiving this requirement, or only contacting the 3 references listed?	DOE may contact any or all of the references, and other sources of information not provided by the Offeror, as a part of its evaluation of the key personnel.
46	L.14 Factor 1: Key Personnel; (e) Oral Interviews.	Proposed Non-Required Key Personnel	RFP states: "DOE will conduct oral interviews with each Offeror's proposed Program Manager, Moab Operations/Site Manager, and the Crescent Junction Operations Site Manager". If the Offeror proposes additional Non-Required Key Personnel, will these personnel be included in the oral interview process?	No; however, each Key Person's resume will be reviewed [IAW Section L.14(b)(1)'s "all proposed key personnel"], and each Key Person's cost will be evaluated [IAW Section L.17(b)(4)'s "for proposed Key Personnel"].
47	L.14 Factor 1: Key Personnel; (e) Oral Interviews; (1) Overview; (i)	Conducting oral interviews	DOE will conduct an oral interview with each Offeror's proposed Program Manager, Moab Operations/Site Manager, and Crescent Junction Operations/Site Manager. a) Will the Government consider conducting oral interviews with other proposed Key Personnel in addition to the Program Manager, Moab Site/Operations Manager, and Crescent Junction Site/Operations Manager? b) Will the Government's oral interview process allow for all proposed Key Personnel to participate in a group interview prior to individual oral interviews?	a) No. B) DOE's plan is to interview them together, but this is subject to change. Specific Instructions will be sent soon after receipt of proposals.
48	L.15 (a)	Contracts information	Will the Government please verify if a project had a performance end date within the past 5 years from February 11, 2021, it is acceptable to use this project as a past project reference?	Offerors shall only provide past performance information for contracts that are currently being performed or have a period performance end date within the last five years from the solicitation issuance date (February 11, 2021).

Moab Remedial Action Contract – Final Request for Proposal, Industry Questions and Answers Posting No. 2
Solicitation Number 89303320REM000066

#	RFP Section/ Sub-section	Subject/Title	Industry Comment/Question	Response
49	L.15 Factor 2 Past Performance (c) and L.11(a)(2)	Scope, size, and complexity of past performance of Teaming Subcontractor	Will the Government please confirm that the minimum size for contracts presented for the Teaming subcontractor is as defined in L.11 (a) 2), and referenced under L.15, for contracts that are most similar in scope, size, and complexity relevant to that portion of the work that the Teaming Subcontractor is proposed to perform under this solicitation?	The definition of which contractors can be considered "Teaming Subcontractors" is in L.11 (a)(2). Offerors shall provide past performance information for any proposed Teaming Subcontractors proposed to perform work under the contract. All past performance reference information will be evaluated in relation to the definition of relevant "size - dollar value" stated in L.15. Do not confuse the two dollar thresholds.
50	L.15 (h)	Past Performance Questionnaire	Can an existing Past Performance Questionnaire in the DOE provided format, developed recently for a completed project and submitted in response to recent End State Contracting Model RFPs (e.g., Nationwide DD&R, Idaho Closure Project), be submitted for our Moab RAC proposal.	Past Performance Questionnaires should be uniquely developed in response to each request for proposal.
51	L.15 Factor 2 Past Performance (h)	Submission of Attachment L-4, Past Performance Questionnaire	The RFP requests that the Past Performance Questionnaires be sent via email directly by the client point of contact to the Contracting Officer no later than two (2) weeks prior to the date for receipt of proposals. To ensure that the clients are afforded adequate time to complete and return the questionnaires, will the Government please revise L.15 and the Attachment L-4 such that the Past Performance Questionnaires are to be emailed to the Contracting Officer by the proposal due date and time?	A forthcoming amendment will allow Past Performance Questionnaires to be sent via email directly by the client point of contact to the Contracting Officer no later than the date for receipt of proposals.
52	L.16	Paragraph (a)	Paragraph (a) refers to "all of PWS Sections C.01 through C.05." It is understood that PWS C.07 Transition is referenced under L.16 paragraph (c). Is DOE excluding C.06, Vicinity Properties, from the Management Approach discussion in this section of the proposal?	1) This assumption is correct. 2) In accordance with Section L Attachment L-8, "Project/Schedule Assumptions", Closure Strategies are to assume that no cleanup of Vicinity Properties will be required.

Moab Remedial Action Contract – Final Request for Proposal, Industry Questions and Answers Posting No. 2
Solicitation Number 89303320REM000066

#	RFP Section/ Sub-section	Subject/Title	Industry Comment/Question	Response
53	L.17 (a)	Proposal Preparation Instructions, Volume III – Cost and Fee/Profit Proposal	RFP Section L.17 (a) indicates a completed RFP Attachment L-7 (Contract Transition Task Order) is to be included as part of Volume III (Cost Proposal). Please clarify that for this requirement, offerors are to complete the RFP's Attachment L-6 (MS Excel File), Worksheet/Tab titled "Attachment L-6a" only.	All tabs of the L-6 attachment are to be completed. Attachment L-6 and L-7 are required to be provided in Cost Volume.
54	L.17(b)(2)	Proposal Preparation Instructions, Volume III – Cost and Fee/Profit Proposal	Paragraph (b) (2) states the contractor is to propose a target fee ceiling percentage. The table, column (b) however is not clear if the entry is the target fee percentage or the CPIF fee ceiling percentage - please clarify if the entry in the table is to be the "Proposed Fee/Profit Percentage" or the "Proposed Fee/Profit TARGET FEE Percentage". Please clarify.	Under the CPIF, the proposed fee percentage represents target fee.
55	L.17(b)(3)	Proposal Preparation	With an estimated contract POP beginning on 10/1/21 as indicated in Section A, please clarify when the transition task will begin - currently indicates August 1, 2021.	For proposal preparation purposes, the transition period will begin on August 1, 2021 and post-transition work will begin on October 1, 2021, consistent with Section L.17 of the RFP.
56	L.17(b)(5)	Fully burdened labor rates	Please confirm that the minimum 45% fringe rate is applicable only to non-managerial positions.	The fringe rate is provided for reference only. Offeror's have the ability to utilize their own fringe rates as noted within the RFP.

Moab Remedial Action Contract – Final Request for Proposal, Industry Questions and Answers Posting No. 2
Solicitation Number 89303320REM000066

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57	L.17(b)(4)	Key Personnel Cost	If a key personnel is working on the project 50% of their time, we plan to prorate their annual salary to reflect the time spent on the project. Is this a appropriate approach?	No. See the following RFP paragraphs. -L.14(a): "Only one individual may be proposed for each key personnel position." -L.14(a)(4): "The Offeror shall confirm the availability of the key personnel as being full-time assigned to the contract...Failure of the Offeror to propose all required key personnel positions, or to confirm the availability of the key personnel as being full-time assigned to the contract and that their permanent duty stations are located in the required areas will adversely affect the Government's evaluation of the proposal and may make the proposal ineligible for award. " (emphases added) -L.14(c): "'I also hereby certify that I will be assigned full-time to the contract'"
58	L.17(b)(5)	Fully Burdened Labor Rates and Estimated Direct Productive Labor Hours (DPLH)	If an offerors Management Approach results in fewer hours for a labor category, can we change the DOE provided DPLH to reflect our approach, or are we required to use/propose the DPLH provided by DOE?	An Amendment to Attachment L-6 will be provided. Offerors must not change the DPLH numbers provided.
59	L.17(b)(5)	Fully Burdened Labor Rates and Estimated Direct Productive Labor Hours (DPLH)	If an offerors Management Approach does not include one or more labor categories provided by DOE in Attachment L-6, is it allowable to propose a direct labor rate of zero?	No.

Moab Remedial Action Contract – Final Request for Proposal, Industry Questions and Answers Posting No. 2
Solicitation Number 89303320REM000066

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60	L.17(b)(5)	Fully Burdened Labor Rates and Estimated Direct Productive Labor Hours (DPLH)	If an offeror proposes one or more direct labor rate of zero or significantly below any "reasonable" supportable direct labor rate, will DOE consider the offeror's proposal nonresponsive?	Offerors are required to comply with the RFP instructions. A determination of responsiveness cannot be made without seeing the proposal.
61	L.17(b)(5)	Fully Burdened Labor Rates and Estimated Direct Productive Labor Hours (DPLH)	If an offeror proposes one or more direct labor rate of zero or significantly below any "reasonable" supportable direct labor rate, will DOE consider this an error and adjust the direct labor up to the rates provided by DOE in Attachment L-6?	An Offeror can propose any fully burdened labor rate it desires. Post-award TOs will be issued using the proposed fully burdened labor rates.
62	L.17(b)(4)	Key Personnel Cost	If an Offeror proposes a Teaming Partner or Subcontractor personnel as key, is DOE requiring a full cost proposal for the key position(s)?	Key Personnel costs is associated total compensation only.
63	L.17(b)(5)	Fully Burdened Labor Rates and Estimated Direct Productive Labor Hours (DPLH)	Given the significant variation in direct labor costs associated with experience and education for the DOE provided positions that do not fall under the Service Contractor Labor Standards, will DOE provide position descriptions with education and experience requirements to aid offerors in pricing these positions	No.
64	L.17(b)(5)	Fully Burdened Labor Rates and Estimated Direct Productive Labor Hours (DPLH)	Regarding the rates provided in J-13 - we assume DOE expects the loaded rates for the DOE provided categories in L-6b to match up with the categories and rates submitted on Attachment J-13. The current RFP as written does not specifically state that this is the case. Will DOE consider amending the RFP to state that the rates provided for the labor categories in J-13 must be equal to those calculated in Attachment L-6b?	Assumption Correct.
65	L.17(b)(5)	Pricing Key Personnel on L-6c	In order for DOE to compare apples to apples for Key Personnel, will DOE consider only evaluating the 3 required Key Personnel? For example, L-6c will include pricing for all key personnel, but only the total for the 3 required personnel will be included in the roll up L-6 form.	Total cost of all proposed Key Personnel shall be included in the L-6 roll-up.

Moab Remedial Action Contract – Final Request for Proposal, Industry Questions and Answers Posting No. 2
Solicitation Number 89303320REM000066

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66	L.17(b)(5)	Attachment L-6b Labor Hours	Regarding the DOE provided labor hours – the labor hours provided under represent the site workforce by 3 to 4 times. This under-representation of site labor in L6-b distorts the relationship of the other cost elements of transition, fee, and key personnel costs within the overall evaluation of total cost and fee/profit. Question - Will DOE consider increasing the DPLH for the L6-b positions to more accurately reflect the project workforce?	Yes. Amendment to L-6 worksheet will be provided.
67	L.17 (b) (4), L-6c, and M.5	Key Personnel Cost	L.17 (b) (4) and L-6c do not appear to ask for overhead or G&A costs for Key Personnel. M.5 states that cost evaluation will include Key Personnel costs. Please confirm that DOE is not asking for overhead or G&A costs for Key Personnel.	Confirmed.
68	L.17 (b) (1) (4) and (5)	Indirect Rates	Teaming Subcontractors (who may supply a key person) or Small Business JV Members (who are a Member of the Prime JV) may consider their indirect costs to be confidential. May they submit indirect cost buildup and backup to DOE separate from the Offeror's proposal submission? If so, how?	Yes. Per Section L.11(c)(2), "Subcontractor submissions of proprietary information may provide a password protected document file to the prime and share the password with the CO. The subcontractor proposal must adhere to the proposal due date/time in the solicitation and be submitted by the prime Offeror via FedConnect."
69	L.17 (5) and L-6b	Fully Burdened Labor Rates	The RFP requires labor rates from the Prime only. In the case of an SBA approved Mentor-Protégé JV, SBA requires that such a JV be unpopulated with labor provided by the JV Member companies. We suggest that in such an arrangement, the JV Member companies determine which labor categories are to be provided by each Member and apply the appropriate indirect costs for the Member company to those categories. Please confirm that this is acceptable.	Amendment to L-6 to be provided.

Moab Remedial Action Contract – Final Request for Proposal, Industry Questions and Answers Posting No. 2
Solicitation Number 89303320REM000066

#	RFP Section/ Sub-section	Subject/Title	Industry Comment/Question	Response
70	L.17(d), (e), (f)	Fully Burdened Labor Rates	For an unpopulated JV please confirm that audit, accounting system and responsibility determination and financial capability information for the members will be compliant submissions.	Confirmed.
71	L.17(d), (e), (f)	Audits, Accounting System, Responsibility Determination & Financial Capability	Please confirm that audit, accounting system and responsibility determination and financial capability information is not required for Teaming Subcontractors.	Confirmed.
72	L.17(e)	Accounting System	Due to limited resources for cognizant government audit agencies, it is not possible for small businesses to obtain frequent system audits. Please consider accepting a copy of a post award accounting system audit performed within 7 years along with certification there have been no material changes subsequent to the audit.	If the Offeror has had a current accounting system audit performed within the past five years, then the Offeror only needs to provide documentation that the audit was performed by the cognizant audit agency (and if the documentation provided notes that the accounting system was inadequate, the Offeror must also provide documentation detailing corrective actions). Thus, an Offeror is only required to provide attachment L-9 if it has not had a current accounting system audit by a government agency within the last five years. Per RFP Section L.17 (e)(3) the offeror shall provide responses to the five items listed. Offerors also can provide post award accounting system audits as supporting documentation.

Moab Remedial Action Contract – Final Request for Proposal, Industry Questions and Answers Posting No. 2
Solicitation Number 89303320REM000066

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73	L.17 (f)	Financial Capability	Small Business JV Members which are privately held companies may consider their detailed financial statements and audits to be confidential information. May they submit this information separate from the Offeror's proposal? If so, how?	Yes. Per Section L.11(c)(2), "Subcontractor submissions of proprietary information may provide a password protected document file to the prime and share the password with the CO. The subcontractor proposal must adhere to the proposal due date/time in the solicitation and be submitted by the prime Offeror via FedConnect."
74	L-6b	Joint Venture G&A Costs	If an Offeror is a JV company, there are certain costs associated with invoicing, insurance and audit that are borne by the JV company. There is typically a modest G&A cost applied by the JV to all contract costs. If this is allowable, can we add a column to include this?	Amendment to L-6 to be provided.
75	Attachments L-6b and J-13 L.17(b)(5)	Fully burdened labor rates	For an unpopulated JV (required by SBA for a mentor protégé JV), please confirm that the base labor rates for the JV would be the burdened labor rates from the member companies and/or team subcontractors.	Correct. Amendment to be provided.
76	Attachment L-6b cells D7 and E7	Unclear header instructions for calculation of Fringe Benefits	Cell D7 states that the column should include the Base Hourly Rate (a) X the Fringe Benefit % (b). But cell E7 states the amount should be a x b. Since column D provides the calculated Fringe Benefit Amount, it would seem column E would be (a + b). Will the Government please clarify and provide a new workbook if necessary?	Correct. Amendment to be provided.
77	Attachment L-6b cells F7 and G7	Unclear header instructions for calculation of Overhead	Cell F7 has no specific instructions but appears to be similar to cell D7 and should multiply the appropriate allocation base value (column may vary) x the Overhead % (d). But cell G7 states the amount states it should be the same calculation. Since column F provides the calculated Overhead Amount, it would seem column G would be (c + d). Will the Government clarify and provide a new workbook if necessary?	Correct. Amendment to be provided.

Moab Remedial Action Contract – Final Request for Proposal, Industry Questions and Answers Posting No. 2
Solicitation Number 89303320REM000066

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78	Attachment L-6b cells H7 and I7	Unclear header instructions for calculation of G&A	Cell H7 has no specific instructions but appears to be similar to cell D7 and should multiply the appropriate allocation base value (column may vary) x the G&A % (f). But cell G7 states the amount states it should be same calculation. Since column F provides the calculated Overhead Amount, it would seem column G would be (e + f). Will the Government please clarify and provide a new workbook if necessary?	Correct. Amendment to be provided.
79	Attachment L - 6c	Key Personnel Costs	Within this worksheet a column is provided for "Other". Is it the intent of the government for the contractor to include Statutory and Indirect Costs such as FICA, FUTA, SUTA, Worker's Compensation, Overhead and G&A within this calculations?	FICA, FUTA, SUTA, Worker's Compensation should be included within the fringe benefits column. Any additional compensation not included in the provided categories will be proposed as "Other" with an explanation. For proposal purposes, "Other" should contain compensation only, not overhead and G&A.
80	Attachment L-6b	Job categories	Will the Government provide job descriptions for each of the Labor Categories provided?	No.
81	Attachment L-6, "DOE Provided Rates and Hours"	DPLH	What number of hours are worked per year? This is necessary to determine the current number of staff based on the provided DPLH but it is unclear what the annual workload is.	For proposal preparation purposes, 1 FTE equates to 1,880 hours.
82	Attachment L-6b	Pricing Form	If a Lower Tier Subcontractor is providing labor, how should the Prime G&A costs be accounted for in the spreadsheets?	Amendment to L-6 to be provided.
83	Attachment L-6/ Attachment L-6c	Pricing Form	Attachment L-6 has a place for Key Personnel Costs (from Attachment L-6c). Attachment L-6c calculates the Total Compensation for Key Personnel. Where should the other indirect costs associated of these employees be captured?	Amendment to L-6 to be provided.

Moab Remedial Action Contract – Final Request for Proposal, Industry Questions and Answers Posting No. 2
Solicitation Number 89303320REM000066

#	RFP Section/ Sub-section	Subject/Title	Industry Comment/Question	Response
84	Attachment L-6/ Attachment L-6d	Pricing Form	How is G&A captured/estimated for the estimated costs in Attachment L-6c?	Amendment to L-6 to be provided.
85	Attachment L-6/ Attachment L-6a	Pricing Form	Is there an expectation that Attachment L-6a be populated with detail that comprises the total transition cost?	No.
86	Attachment L-6	Cost/Price Worksheets	Attachment L-6, Cost/Price Worksheets, contains a Worksheet L-6c for the Key Personnel Costs build up. There is a column Heading 'Other' -- is this where offerors are to account for Indirect costs?	Any additional compensation not included in the provided categories will be proposed as "Other" with an explanation.
87	Attachment L-7	EVMS	Please clarify whether or not EVMS is required in TO1.	No, EVMS is not required for the Contract Transition Task Order.
88	Attachment L-8	Available work weeks	What should bidders assume regarding available working days/weeks and seasonal changes in these at Moab and at Crescent Junction (based on weather delays)?	There is no assumption about the weather required to be placed in Offerors' Closure Strategies. DOE will evaluate how the Offeror's proposed Closure Strategy is supported by its management approach, including, but not limited to, the basis for any seasonal changes in site operations.

Moab Remedial Action Contract – Final Request for Proposal, Industry Questions and Answers Posting No. 2
Solicitation Number 89303320REM000066

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89	Attachment L-8	Project/Schedule Assumptions	Attachment L-8 lists the plans that the Moab contractor has historically co-authored or submitted jointly with another contractor. So that we may understand the deliverable requirements, would the government please provide copies of these plans now?	Copies of these documents will be available to the Contract awardee. Most of them that are not sensitive in nature, to include the Waste Management Plan, Health and Safety Plan, Radiation Protection Program, Records Management Program Plan (and Manual), and the ISMS are available on the links provided in the Documents Library. See also Section J, Attachment J-1 for DOE Directives and Contractor Requirements Documents therein. These two sources should be sufficient for IDIQ and Transition Period bidding purposes.
90	M.5	Evaluation Factor – Cost and Fee/Profit	DOE has introduced a new factor into the evaluation of cost and fee, that of "mathematical accuracy". How does DOE intend to evaluate this new factor and assess it under price reasonableness? It is noted in the third paragraph that DOE intends to adjust mathematical errors which we believe is the proper solution not to "evaluate" accuracy.	The SEB will ensure the proposals are mathematically accurate and if math errors exist, an adjustment will be made for the computation of the evaluated price
91	(All)	N/A	Will the Government please clarify whether there is a Union workforce supporting this contract or not? If so, will a CBA be provided?	No union presence exists.
92	(All)	N/A	Can we get a redacted report of annual benefit costs, including medical costs?	No
93	(All)	N/A	Is a Utah contractors license required prior to contract start?	No later than start of the Implementation Task Order.

Moab Remedial Action Contract – Final Request for Proposal, Industry Questions and Answers Posting No. 2
Solicitation Number 89303320REM000066

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94	(All)	N/A	Will the Government please provide soil moisture requirements/limitations for the Crescent Junction Disposal Facility? Is there a certain compaction level that has to be met that is defined or is it up to the operator to ensure the stability of the landfill?	These requirements are available in the Documents Library under the following titles: <u>RAP Addendum E Remedial Action Inspection Plan Revision 6</u> and <u>CJ Disposal Cell Completion Report Addendum G</u> . They are also available on the Moab UMTRA Project public website under the heading " <u>Crescent Junction Disposal Site</u> " and then " <u>Remedial Action Plan</u> ".